

SECRET

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSEPH A. KAPLAN (01)

[DOB: 07/24/1995], and

TRISTAN L. KENNEDY (02)

[DOB: 04/25/2001],

Defendants.

Defendants/Counts:

Kaplan (01): All Counts

Kennedy (02): All Counts

No. 21-3017-01/02-CR-S-BCW

COUNT 1 (18 U.S.C. § 641) **and**

COUNT 2 (18 U.S.C. § 1361):

NMT 10 Years Imprisonment

NMT \$250,000 Fine

NMT 3 Years Supervised Release

Class C Felony

COUNT 3 (18 U.S.C. § 1852) **and**

COUNT 4 (18 U.S.C. § 1853):

NMT 1 Year Imprisonment

NMT \$100,000 Fine

NMT 1 Year Supervised Release

Class A Misdemeanor

\$100 Special Assessment for Counts 1 & 2

\$25 Special Assessment for Counts 3 & 4

Mandatory Restitution

INDICTMENT

THE GRAND JURY CHARGES THAT:

COUNT 1

On or between February 12, 2020, and March 30, 2020, said dates being approximate, in Texas County, in the Western District of Missouri, the defendants, **JOSEPH A. KAPLAN** and **TRISTAN L. KENNEDY**, willfully and knowingly did steal, purloin, and convert to their own use timber, of a value exceeding \$1,000, of the goods and property of the United States, in violation of Title 18, United States Code, Section 641.

COUNT 2

On or between February 12, 2020, and March 30, 2020, said dates being approximate, in Texas County, in the Western District of Missouri, the defendants, **JOSEPH A. KAPLAN** and

TRISTAN L. KENNEDY, willfully injured and caused to be injured property of the United States and of any department or agency thereof, specifically, the United States Forest Service, in that they cut timber and trees, thereby damaging the land in an amount exceeding \$1,000, in violation of Title 18, United States Code, Section 1361.

COUNT 3

On or between February 12, 2020, and March 30, 2020, said dates being approximate, in Texas County, in the Western District of Missouri, the defendants, **JOSEPH A. KAPLAN** and **TRISTAN L. KENNEDY**, knowingly and wantonly cut, destroyed, and removed timber from the public lands of the United States, with intent to export and dispose of it, in violation of Title 18, United States Code, Section 1852.

COUNT 4

On or between February 12, 2020, and March 30, 2020, said dates being approximate, in Texas County, in the Western District of Missouri, the defendants, **JOSEPH A. KAPLAN** and **TRISTAN L. KENNEDY**, knowingly and wantonly cut, injured, and destroyed trees growing, standing, and being on the land of the United States, which was reserved and purchased for public use, in violation of Title 18, United States Code, Section 1853.

A TRUE BILL

/s/ Charles Call
FOREPERSON OF THE GRAND JURY

/s/ Casey Clark
Casey Clark
Assistant United States Attorney

DATED: 1/21/2021